

RESOLUTION NO. 1251

Resolved by the City Council of the City of Lodi, San Joaquin County, California, that said city council does hereby find and determine and hereby declares that:

The public interest and necessity require the acquisition, construction and completion by the City of Lodi of a public improvement, namely a city street. The public interest and necessity require the acquisition for said public Improvement of the real property, or interests in real property, hereinafter described.

Said city street is planned and located in a manner which will be most compatible with the greatest public good and the least private injury; and

BE IT FURTHER RESOLVED by said City Council that said City of Lodi be and it is hereby authorized and empowered:

To acquire in the name of said City of Lodi the said hereinafter described real property, or such interests in real property, by condemnation in accordance with the provisions of the Code of Civil Procedure and of the Constitution of California relating to eminent domain:

To prepare and prosecute, in the name of the said City of Lodi, such proceeding or proceedings, in the proper court having jurisdiction thereof, as are necessary for such acquisition;

To make application to said court for an order fixing the amount of such security in the way of money deposits as said court may direct, for an order permitting said City of Lodi to take immediate possession of said real property, or interests in real property, for a right of way for all the purposes of a city street;

To make deposit of such security out of proper funds under the control of said City, in such amount, or amounts, so fixed and determined, and in such manner as said court in which said proceedings are pending, or may be pending, may direct.

The real property, or interests in real property, which said city, by this Resolution, is authorized to acquire for said public use is situated in the City of Lodi, County of San Joaquin, state of California, and described as follows:

A right of way for city street, highway, curbs, gutters, side walks, power poles, telephone poles, water mains, sewers, and for all other public street and highway purposes, in, over, across, under, and upon all that certain real property situated in said city and described as follows:

Lot Two (2) in Block Four (4) as said lot and said block are delineated and so designated on the official map of BUTCHER IS OAK STREET ADDITION TO LODI, filed August 22, 1908 in Vol. 4 of Maps at Page 31 thereof, San Joaquin County Records.

SAVE AND EXCEPT such part thereof as is now owned by the said City of Lodi.

BE IT FURTHER RESOLVED that the City Attorney of said City of Lodi is hereby authorized and directed to bring such condemnation suit, or suits, as may be necessary for the purpose of acquiring the above mentioned real properties, or interests in real properties;

And that, for the purpose of making such deposit, or deposits, of security the city Clerk of said City is authorized to draw a warrant, or warrants, in the necessary or proper amount or amounts, upon the Treasurer of said City of Lodi, payable out of the General Fund of said City, and that said City Treasurer is authorized to cash the said warrant or warrants; and that such money shall be deposited with said court for the security purposes aforesaid.

The real property, or interests in real property, which said city, by this Resolution, is authorized to acquire for said public use is situated in the city of Lodi, County of San Joaquin, State of California, and described as follows:

A right of way for city street, highway, curbs, gutters, side walks, power poles, telephone poles, water mains, sewers, and for all other public street and highway purposes, in, over, across, under, and upon all that certain real property situated in said city and described as follows:

Lot Two (2) in Block Four (4) as said lot and said block are delineated and so designated on the official map of HUTCHINS OAK STREET ADDITION TO LODI, filed August 22, 1908 in Vol. 4 of Maps at Page 31 thereof, San Joaquin County Records.

SAVE AND EXCEPT such part thereof as is now owned by the said City of Lodi.

BE IT FURTHER RESOLVED that the City Attorney of said City of Lodi is hereby authorized and directed to bring such condemnation suit, or suits, as may be necessary for the purpose of acquiring the above mentioned real properties, or interests in real properties;

And that, for the purpose of making such deposit, or deposits, of security the City Clerk of said City is authorized to draw a warrant, or warrants, in the necessary or proper amount or amounts,

**CITY OF LODI**  
OFFICE OF THE CITY CLERK

STATE OF CALIFORNIA, {  
County of San Joaquin, } ss.

I do hereby certify that the attached is a full, true and correct copy of RESOLUTION NO. 1251 as passed and adopted by the City Council of the City of Lodi in regular meet-

**CITY OF LODI**  
**OFFICE OF THE CITY CLERK**

STATE OF CALIFORNIA, } ss  
County of San Joaquin, }

I do hereby certify that the attached is a full, true and correct copy of RESOLUTION NO. 1251 as passed and adopted by the City Council of the City of Lodi in regular meeting held February 20, 1946 by unanimous vote of all of members of said City Council as the same appears of record in the office of the City Clerk of the City of Lodi.

In testimony whereof I have hereunto set my hand and the seal of the City of Lodi, this 20th day of February 1946 193

By

City Clerk of the City of Lodi

Deputy City Clerk